

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

DERRICK W. THOMAS,

Defendant.

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8:17CR202

ORDER

This matter is before the court on the Unopposed Motion to Continue Trial [36]. Counsel needs additional time to review the physical evidence, conduct investigations and to advise defendant. The defendant has complied with NECrimR 12.1(a) at filing [37]. For good cause shown,

IT IS ORDERED that the Motion to Continue Trial [36] is granted, as follows:

1. The jury trial now set for August 21, 2017 is continued to **October 3, 2017**.
2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendant in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and October 3, 2017**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(A) & (B)(iv).

DATED August 18, 2017.

BY THE COURT:

**s/ Susan M. Bazis
United States Magistrate Judge**